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24 **UNITED STATES DISTRICT COURT**

25 **DISTRICT OF NEVADA**

26 BRIAN BORENSTEIN, an individual,

27 Plaintiff

28 vs.

THE ANIMAL FOUNDATION, a domestic
nonprofit corporation; *et al.*

Defendants

Case No.: 2:19-cv-00985-~~APG-DJA~~ ^{CDS-NJK}

**STIPULATION REQUESTING
SETTLEMENT CONFERENCE BEFORE
A NEUTRAL MAGISTRATE JUDGE**

COME NOW Plaintiff, Brian Borenstein, by and through his counsel, Travis N. Barrick,
of the law firm, Gallian Welker & Associates, L.C., Raelene K. Palmer, Esq. of The Palmer

1 Law Firm, P.C., and Robert S. Melcic, Esq., and Defendants, The Animal Foundation and Carly
 2 Scholten, by and through their counsel, Brad Lipman, Esq., of the law firm Reid Rubinstein &
 3 Bogatz, County of Clark and Victor Zavala, by and through their counsel, Jonathan D. Blum,
 4 Esq., of the law firm Wiley Petersen, and Sunrise Hospital and Medical Center, by and through
 5 its counsel, Joshua M. Dickey, Esq., of the law firm Bailey Kennedy, and hereby file their
 6 *Stipulation Requesting Settlement Conference Before a Neutral Magistrate Judge.*

7 I. STIPULATION

8 On August 8, 2022, the Court held a status conference, wherein the Court stated that it
 9 would refer this matter for settlement after then-pending motions to compel discovery were
 10 decided. (ECF. No. 266). The motions to compel discovery were finally decided on October 20,
 11 2022. (ECF No. 274). Since then, the parties have worked independently to resolve their
 12 disputes, and although the parties have not fully resolved their disputes, Plaintiff and The
 13 Animal Foundation believe that they have reached a tentative agreement on a preliminary matter
 14 that will make settlement possible with the help of a neutral magistrate judge.

15 As such, the parties are requesting the Court to set this matter for a settlement
 16 conference before a neutral magistrate judge.¹

17 DATED this 17th day of February 2023.

18 THE PALMER LAW FIRM, P.C.

19 *Electronic Signature Authorized*

20 By: / s / **Raelene K. Palmer**

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Attorneys for Plaintiff, Brian Borenstein

DATED this 17th day of February 2023.

REID RUBINSTEIN & BOGATZ

Electronic Signature Authorized

By: / s / **Brad Lipman**

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*Attorneys for Defendants, The Animal
 Foundation and Carly Scholten*

26 ¹ Although it is not reflected in the August 9, 2022 minutes, at the hearing, Plaintiff
 27 requested the Court to assign the settlement conference to a neutral magistrate judge who has
 28 not been assigned or previously assigned to the case. The Court suggested that a neutral
 magistrate judge from the unofficial northern district might be the best option for this case.
 Thus, if it pleases the Court, all parties agree with the Court so doing.

1 DATED this 17th day of February 2023.

2 WILEY PETERSEN

3 *Electronic Signature Authorized*

4 By: / s / Jonathan D. Blum

5 Jonathan D. Blum, Esq.

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11 *Attorneys for Defendants, County of
Clark and Victor Zavala*

DATED this 17th day of February 2023.

BAILEY KENNEDY

Electronic Signature Authorized

By: / s / Joshua M. Dickey

Joshua M. Dickey, Esq.

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*Attorneys for Defendant, Sunrise
Hospital and Medical Center, LLC*

12 **ORDER**

13 THE COURT, having considered the preceding stipulation and GOOD CAUSE
14 appearing therefor, GRANTS the *Stipulation Requesting Settlement Conference Before a
Neutral Magistrate Judge.*

15 IT IS HEREBY ORDERED that this matter is referred to Magistrate Judge Carla
16 Baldwin to schedule and conduct a settlement conference.

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19 
20 UNITED STATES DISTRICT JUDGE

21 DATED: February 22, 2023
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